

LAW OFFICES

SMITH, CARPENTER, BENSHOOF & KLEIN, P.A.

P.O. BOX 1420

BEMIDJI, MINNESOTA 56601

CLARENCE R. SMITH  
RALPH T. SMITH  
RONALD K. CARPENTER  
PAUL T. BENSHOOF  
MARY KAY KLEIN

TELEPHONE (218) 751-3130

STREET ADDRESS:  
115 FIFTH STREET  
BEMIDJI, MINNESOTA 56601

January 18, 1985

R. Scott Lupin  
Project Leader  
Regulatory Compliance Section  
Solid and Hazardous Waste Division  
Minnesota Pollution Control Agency  
1935 West County Road B2  
Roseville, MN 55113-2785

Dear Mr. Lupin:

This law firm has been retained to represent Johanneson's, Incorporated with reference to your Information Request dated December 21, 1984. Upon review of the applicable statute, we have serious reservations as to the propriety of the MPCA making its extremely broad and vague request on the conclusory and undocumented determination by the MPCA that Johanneson's, Incorporated "is a potential responsible party." Until we have received satisfactory documentation supporting this conclusion, Johanneson's, Incorporated is unwilling to further respond to the MPCA Information Request.

Sincerely,

SMITH, CARPENTER, BENSHOOF  
& KLEIN, P.A.

*Mary Kay Klein*

Mary Kay Klein

MKK:jo

CC: Johanneson's, Incorporated